

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

SB 3262 - HB 3528

February 15, 2010

SUMMARY OF BILL: Creates a special account in the State Treasury known as the Early Intervention Programs Special Account (EIPSA) for the purpose of the General Assembly making appropriations from any excess net lottery proceeds. Requires the Department of Education (DOE), the Office of Early Learning, to administer the EIPSA, for the purpose of establishing, administering, and monitoring a system of competitive grants and technical assistance for eligible organizations providing early intervention educational programs to children identified as Part C eligible children, as Part C relates to the Individuals with Disabilities Education Act (IDEA).

ESTIMATED FISCAL IMPACT:

Other Fiscal Impact – Based on the estimates provided to the State Funding Board in December 2009, it is estimated that there will be no excess lottery proceeds available for the purposes specified in this bill for the next four fiscal years. In any fiscal year beyond FY13-14 that excess lottery revenues are available and the General Assembly appropriates such funds, or any portion thereof, from the Lottery for Education Account to the Early Intervention Programs Special Account, a shift of use would occur for those funds from the purpose of providing lottery scholarships to scholarship-eligible students to the purpose of providing grants and technical assistance for eligible organizations providing early intervention educational programs to children identified as Part C eligible children, as Part C relates to the Individuals with Disabilities Education Act (IDEA).

Assumptions:

- Based on information provided by DOE, the Department would be able to administer the grant program through its Division of Special Education with existing resources and would not require additional appropriations.
- Based on estimates for net lottery proceeds and scholarship expenditures provided to the State Funding Board in December 2009 by the Tennessee Education Lottery Corporation, the Fiscal Review Committee, and the Tennessee Student Assistance Corporation, the current scholarship program is not expected to have any excess lottery revenues for FY10-11, FY11-12, FY12-13, or FY13-14. In each of these years, total projected expenditures for scholarships and administration of the program exceeds projected net lottery revenues.

- The fiscal impact of this bill is dependent upon the years in which excess net lottery proceeds exist, the extent of any excess, and whether the General Assembly appropriates the excess lottery proceeds from the Lottery for Education Account (LFEA) to the EIPSA. As a result, determining a precise fiscal impact for this bill is difficult. However, in any future year in which excess net lottery revenues exist, and the General Assembly makes appropriations from the LFEA to the EIPSA, there would be a shift of use for these funds.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director

/rnc